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FISH & RICHARDSON PC
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In re :
Nathaniel M. McCully : DECISION REGARDING
Application No. 09/782,597 : PATENT TERM ADJUSTMENT
Filed: February 12, 2001 :
Docket No. 07844-410221 / P376 :

This decision is in response to the "LETTER REGARDING PATENT TERM ADJUSTMENT", filed September 1, 2006, requesting correction of the patent term adjustment (PTA) indicated on the patent.

The request is **DISMISSED**.

The Office determined a patent term adjustment of two hundred twenty-seven (227) days based on an adjustment for PTO delay of seven hundred thirteen (71) days pursuant to 35 U.S.C. 154(b)(1)(A)(i) and 37 C.F.R. § 1.703(a)(1), one hundred five (105) days pursuant to 35 U.S.C. 154(b)(1)(A)(ii) and 37 C.F.R. § 1.703(a)(2), fifteen (15) days pursuant to 35 U.S.C. 154(b)(1)(A)(ii) and 37 C.F.R. § 1.703(a)(3), and seven (7) days

pursuant to 35 U.S.C. 154(b)(1)(A)(iv) and 37 C.F.R. § 1.703(a)(6), reduced by five hundred thirty (530), thirty-one (31), and thirty-four (34) days of applicant delay pursuant to 35 U.S.C. 154(b)(2)(C)(ii) and 37 C.F.R. § 1.704(b), and eighteen (18) days pursuant to 35 U.S.C. 154(b)(2)(C)(i) and 37 C.F.R. § 1.704(c)(10).

A review of the application does not reveal any errors in patentee's favor in the calculation of the patent term adjustment. To the extent that patentee is aware of any specific error in the PTA calculation, patentee should so advise the Office.

Telephone inquiries specific to this letter should be directed to Cliff Congo, Petitions Attorney, at (571)272-3207.

A handwritten signature in black ink, appearing to read "Kery Fries".

Kery Fries
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy